EXHIBIT A

Copies of all process, pleadings, and orders <u>served upon Defendant Alphabet Holding Company</u>, <u>Inc.</u> in the lawsuit captioned <u>Gyulai v. Alphabet Holding Company</u>, <u>Inc.</u>, et al., Case No. 2014L006561, in the Circuit Court of Cook County, Illinois, Law Division.

2120 - Served

2121 - Served

2220 - Not Served

2221 - Not Served

2320 - Served By Mail

2321 - Served By Mail

2420 - Served By Publication

2421 - Served By Publication

SUMMONS

ALIAS - SUMMONS

(2-81) CCG-1

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,

ALPHABET_HOLDING COMPANY, Inc.,

BOUNTY; NBTY, Inc., an Illinois Corporation,

a Delaware Corporation d/b/a NATURE'S

individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,

2014L006561 CALENDAR/ROOM B TIME 00:00

Product Liability

No.

Plaintiffs.

Please serve:

Alphabet Holding Company
r/a Corporation Service Company
2711 Centerville Rd Suite 400
Wilmington DE 10808

Wilmington, DE 19808

2014 JUN

IIIN 20 PM 2:

Defendants.

SUMMONS

To each defendant:

YOU ARE SUMMONED and required to file an answer in this case, or otherwise file your appearance in the office of the clerk of this court (located in the Richard J. Daley Center, Room 801, Chicago, Illinois 60602), within 30 days after service of this summons, not counting the day of service. IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF ASKED IN THE COMPLAINT, A COPY OF WHICH IS HERETO ATTACHED.

To the officer:

This summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so indorsed. This summons may not be served later than 30 days after its date.

DOROTHY BROWN WITNESS CLERK OF CROUNT COURT

Atty No. 30900

Name THE DERATANY FIRM

Attorneys for Plaintiff

Address 221 N LaSalle Street, Suite 2200

City Chicago, Illinois 60601

Telephone (312) 857-7285

2120 - Served

SUMMONS

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(2-81) CCG-1

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,

Plaintiffs.

2014L006561 CALENDAR/ROOM B

No.

TIME 00:00 Product Liability

-vs-

.

Please serve:

Alphabet Holding Company
r/a Corporation Service Company
2711 Centerville Rd Suite 400
Wilmington, DE 19808

IN SHERIFF'S HAND

-43-

ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,

Defendants.

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JUN 1 9 DOROTHY EROWN
CLERK OF COURT

Atty No. 30900 Name THE DERATANY FIRM Attorneys for Plaintiff Address 221 N LaSalle Street, Suite 2200 City Chicago, Illinois 60601 Telephone (312) 857-7285 Date of service.....,201
(to be inserted by officer on copy left with defendant or other person)

2120 - Served 2220 - Not Served

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2320 - Served By Mail

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SUMMONS

ALIAS - SUMMONS

(2-81) CCG-1

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator 2014L006561 of the Estate of DIANA GYULAI, deceased, CALENDAR/ROOM B TIME 00:00 Product Liability Plaintiffs, No. Please serve: Alphabet Holding Company ALPHABET HOLDING COMPANY, Inc., r/a Corporation Service Company a Delaware Corporation d/b/a NATURE'S 2711 Centerville Rd Suite 400 BOUNTY; NBTY, Inc., an Illinois Corporation, Wilmington, DE 19808 individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY, Defendants. **SUMMONS**

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To the officer:

Atty No. 30900

Attorneys for Plaintiff

City Chicago, Illinois 60601 Telephone (312) 857-7285

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Name THE DERATANY FIRM Address 221 N LaSalle Street, Suite 2200

CLEUK BURTHAUIT COURT Clerk of Court Date of service.... (to be inserted by of left with defendant of

DOROTHY BROWN

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS 19 AMII: 39
COUNTY DEPARTMENT, LAW DIVISION

Las special administrator

IOAN GYULAI, as special administrator) of the Estate of DIANA GYULAI, deceased,)		Secretary Bright & Man
Plaintiffs,	No.	
-vs- ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,)		2014L006561 CALENDAR/ROOM B TIME 00:00 Product Liability Product Liability Product Liability
Defendants.)		AÑÔS UNTY 2: 02

COMPLAINT AT LAW

Now Comes the plaintiff, IOAN GYULAI, as special administrator of the estate of DIANA GYULAI, deceased and complaining of the defendant, ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc, states as follows:

1. At all relevant times the defendants, ALPHABET HOLDING COMPANY, INC. d/b/a NATURE'S BOUNTY (hereinafter NATURE'S BOUNTY) was a Delaware Corporation with its principal place of business in Ronkonoma, New York, and was the direct

parent of NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc, which sold and distributed throughout the world, vitamins and health supplements to the public at large.

- 2. That at all relevant times NATURE'S BOUNTY manufactured, sold and distributed throughout the United States a product commonly known and sold under the name of "Complete PMS Support Complex."
- 3. That said product was marketed as a supplement to aid in the reduction of symptoms known to be associated with "premenstrual syndrome" (PMS).
 - 4. That said product contains among other compounds, borage oil.
- 5. That borage oil is known to lower the seizure threshold of individuals suffering from epilepsy and other seizure disorders and is commonly known to cause harmful interactions with anticonvulsant drugs.
- 6. That at all relevant times the decedent, DIANA GYULAI, was suffering from seizure disorder for which she was medicated using anticonvulsant drugs.
- 7. That on or about September 23, 2012, the decedent purchased a bottle of Complete PMS Support from a Walgreens Pharmacy (store # 4611) located in Glenview, Illinois.
- 8. That at all relevant times the decedent began taking two capsules per day of the aforementioned product beginning on or about September 23, 2012.
- 9. That on or about October 15, 2012, DIANA GYULAI was found dead at her residence located at 1104 Bette Lane, Glenview, Illinois.

- 10. That the cause of death was determined to be secondary to a seizure.
- 11. That at all relevant times the defendant, NATURE'S BOUNTY, had a duty of reasonable care to the plaintiff's decedent and the public at large in the design of Complete PMS Support Complex and a duty to warn of obvious and latent and potentially life threatening side effects.
 - 12. That the defendant breached that duty in one or more of the following ways:
 - a. Failed to provide an on label warning pertaining to the properties of borage oil's tendency to lower the seizure threshold for epileptics;
 - b. Failed to provide an on label interaction warning pertaining to borage oil's interactive properties with respect to anticonvulsant medications;
 - c. Designed, manufactured and distributed an unreasonably dangerous supplement.
- 13. IOAN GYULAI is the duly appointed Special Adminstrator of the Estate of DIANA GYULAI Deceased, and this wrongful death action is brought on behalf of the Estate of DIANA GYULAI, pursuant to 740 ILCS 180/1 and 740 ILCS 180/2.
 - 14. That on or about October 15, 2012, DIANA GYULAI left surviving her:

IOAN GYULAI father

ANA GYULAI mother

all of whom have suffered pecuniary loss, including grief and sorrow and loss of society as a result of DIANA GYULAI's death.

15. That as a direct and proximate result of one or more of the foregoing acts or omissions, perpetrated on the part of the defendant, NATURE'S BOUNTY, DIANA GYULAI came to her death on October 15, 2012.

Case: 1:14-cv-05562 Document #: 1-1 Filed: 07/21/14 Page 9 of 43 PageID #:15

WHEREFORE, the Plaintiff, IOAN GYULAI, as special administrator of the estate of DIANA GYULAI prays for judgment against the Defendant, NATURE'S BOUNTY, for an amount in excess of the minimal jurisdictional limits of the Law Division of the Circuit Court of Cook County, Fifty Thousand Dollars (\$50,000.00) plus the costs of this lawsuit.

Respectfully Submitted,

By:

One of the Attorneys for Plaintiff

THE DERATANY FIRM 221 N LaSalle Street Suite 2200 Chicago, IL 60601 (312) 857-7285 Attorney No. 30900

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

10AN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)
of the Estate of DIANA G FOLAI, deceased,)
)
Plaintiffs,) No.
-VS-)
AT BUT DEM HOLDING COMBANY)
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S)
BOUNTY; NBTY, Inc., an Illinois Corporation,)
individually and as agent of ALPHABET)
HOLDING COMPANY Inc. d/b/a NATURE'S)
BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of)
ALPHABET HOLDING COMPANY, INC., a)
Delaware Corporation d/b/a NATURE'S BOUNTY,	,)
- a)
Defendants.)

JURY DEMAND

The undersigned demands trial by jury.

THE DERATANY FIRM

Attorney for Plaintiff

THE DERATANY FIRM 221 N. LaSalle Street, Suite 2200 Chicago, Illinois 60601 312-857-7285 ID No. 30900

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION 19 AM 11: 39

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)))	
Plaintiffs,)) No.)	
-VS-	,)	
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,	2014L006561 CALENDAR/ROOM TIME 00:00 Product Liabi:	
Defendants.		

PETITION TO APPOINT SPECIAL ADMINISTRATOR FOR THE PURPOSE OF PURSUING A WRONGFUL DEATH ACTION

NOW COMES petitioner, Ioan Gyulai, and petitions, pursuant to 740 ILCS 180/2.1, to be appointed Special Administrator of the Estate of Diana Gyulai, deceased. In support thereof, petitioner states:

- 1. Diana Gyulai died as a result of injuries sustained on October 15, 2012, allegedly as a result of the negligence of the above named defendants.
- 2. Petitioner loan Gyulai is the father of decedent and is a person entitled to recover under the Wrongful Death Act.
 - 3. Decedent left surviving the following persons:
 - a. Ioan Gyulai (father)
 - b. Ana Gyulai (mother)

- 4. The only asset of the decedent's estate is a cause of action against the above-named defendants arising under the Wrongful Death Act.
 - 5. No petition for letters of office of this estate has been filed.
- 6. Upon appointment of petitioner as special administrator of decedent's estate, petitioner will ask leave to file a complaint at law under the Wrongful Death Act against the above named defendants.
- 7. Petitioner is competent to act in the capacity of administrator and meets the criteria set forth in 755 ILCS 5/9-1.
- 8. That the next of Kin in paragraph 3 are the only persons entitled to a recovery under the Wrongful Death Act.
- 9. That Ioan Gyulai is one of Diana Gyulai's next of kin, and has volunteered to act as special administrator for Diana Gyulai's Estate, in the prosecution of the wrongful death action and the survived cause of action for damages to decedent's person. That Ana Gyulai, decedent's only other next of kin, has been given notice that Ioan Gyulai wishes to be appointed as Administrator of Diana Gyulai's Estate. There are no other heirs or legatees outside of those identified in paragraph 3.

WHEREFORE, petitioner prays that, after such notice to the party's heirs as the court directs, petitioner, Ioan Gyulai, be appointed Special Administrator of the Estate of Diana Gyulai, deceased, and that a wrongful death action be filed pursuant to 740 ILCS 180/2.1 under this court number.

Respectfully Submitted,

One of the Attorneys for Plaintiff

THE DERATANY FIRM 221 N. LaSalle Street, Suite 2200 Chicago, Illinois 60601 312-857-7285 ID No. 30900

VERIFICATION PURSUANT TO SECTION 1-109

Under penalties as provided by law, pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies, as aforesaid, that he verily believes the same to be true.

Dated: 6-16-2014

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COOK COUNTY CLERK VITAL RECORDS CHICAGO, ILLINOIS MEDICAL EXAMINER/CORONER CERTIFICATE OF DEATH

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This is to certify that this is a true and correct copy from the official death.

record filed with the Illinois Department of Public Health.

David Orr Cook County Clerk



ANY ALTERATION OR ERASURE VOIDSTHIS CERTIFICATE

6/19/2014

The Deratany Firm Mail - Motion to Appoint Special Administrator

THE DERATANY FIRM.

Motion to Appoint Special Administrator

Megan O'Connor <moconnor@lawinjury.com>
To: gyulai <gyulai@sbcglobal.net>

Thu, Jun 19, 2014 at 9:46 AM

Mr. & Mrs. Gyulai:

I just wanted to update you to let you know that our Motion to Appoint Mr. Gyulai as Special Administrator, of Diana's Estate is up today at 11:30AM at the Daley Center in Room 2005. We will be appearing on your behalf; however, the Court requires that all heirs have notice of the hearing, so I am sending you this email to satisfy that requirement.

If you have any questions, please do not hesitate to contact me.

Best,

Megan

Megan S. O'Connor Attorney at Law The Deratany Firm 221 N. LaSalle Street Suite 2200 Chicago, IL 60601

- (p) 312.857.7285
- (f) 312.857.2004

moconnor@lawinjury.com http://www.lawinjury.com/team/megan-oconnor/

All communications with clients are specifically protected under the attorney-client privilege. This e-mail may therefore be confidential and protected by legal privilege. If you are not the intended recipient, disclosure or distribution are prohibited, and we would ask that you please notify us immediately and delete this e-mail.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

COUNTY DEPA	KIMLENI, LA	AM DIAIS	SION .	
IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)		ı	
Plaintiffs,)	No.		
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE' BOUNTY; NBTY MANUFACTURING, LLC Illinois Corporation, individually and as agent ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUDE Defendants.) S) C, an) of)		CALEM TIME	006561 DAR/RODM B 00:00 ct Liabilit
	ORDER			
THIS CAUSE COMING TO BE HEAD Administratrix of the Estate of DIANA GYUL Administratrix of the Estate of DIANA GYUL court fully advised. IT IS HEREBY ORDERED: 1. Plaintiff's Motion is hereby granted, ap	AI, Motion to AI, due notice	Appoint Id	OAN GYULA lecedent's nex	AI as Special at of kin and the
of the Estate of DIANA GYULAI.				
2. Heirs and Legatees have been given no	tice.			
	ENTER:			•
		Judge		No.
DERATANY FIRM Attorney for Plaintiff	Date		ames P. Flar	nnery, Jr.
221 N. LaSalle Suite 2200			JUN 19 2014	
Chicago, IL 60601 (312) 857-7285		Circ	uit Court - :	1505

Attorney No. 30900

Copies of all process, pleadings, and orders <u>served upon Defendant NBTY, Inc.</u> in the lawsuit captioned *Gyulai v. Alphabet Holding Company, Inc., et al.*, Case No. 2014L006561, in the Circuit Court of Cook County, Illinois, Law Division.

2120 - Served

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased, 2014L006561 CALENDAR/ROOM B TIME 00:00 Plaintiffs, No. Product Liability -VS-Please serve: NBTY, Inc. ALPHABET HOLDING COMPANY, Inc., r/a Illinois Corporation Service Company a Delaware Corporation d/b/a NATURE'S 801 Adlai Stevenson Drive BOUNTY; NBTY, Inc., an Illinois Corporation, Springfield, IL 62703 individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY, Defendants.

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DOROTHY BROWN WITNESS CLERK-OF CROUNT COURS 14

aun 29 2014

Atty No. 30900 Name THE DERATANY FIRM Attorneys for Plaintiff Address 221 N LaSalle Street, Suite 2200 City Chicago, Illinois 60601 Telephone (312) 857-7285 2120 - Served 2220 - Not Served

2121 - Served 2221 - Not Served 2321 - Served By Mail

2320 - Served By Mail 2420 - Served By Publication

Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,

Defendants.

2421 - Served By Publication

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ALIAS - SUMMONS

(2-81) CCG-1

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator 2014L006561 of the Estate of DIANA GYULAI, deceased, CALENDAR/ROOM & TIME 00:00 Product Liability Plaintiffs. No. Please serve: -VS-NBTY, Inc. ALPHABET HOLDING COMPANY, Inc., r/a Illinois Corporation Service Company a Delaware Corporation d/b/a NATURE'S 801 Adlai Stevenson Drive BOUNTY; NBTY, Inc., an Illinois Corporation, Springfield, IL 62703 individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an

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Date of service (to be inserted left with defer

... 2014

Atty No. 30900 Name THE DERATANY FIRM Attorneys for Plaintiff Address 221 N LaSalle Street, Suite 2200 City Chicago, Illinois 60601 Telephone (312) 857-7285

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Defendants.

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DOROTHY BROWN CLERK CFC TANII COURT

Atty No. 30900-Name THE DERATANY FIRM Attorneys for Plaintiff Address 221 N LaSalle Street, Suite 2200 City Chicago, Illinois 60601 Telephone (312) 857-7285

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS JUN 19 AM 11: 39
COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)))		DE CONCESSION OF THE
Plaintiffs,)	No.	
-VS-)		2014L006561 CALENDAR/ROOM B
ALPHABET HOLDING COMPANY, Inc.,)		TIME 00:00 Product Liability
a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation,)		
individually and as agent of ALPHABET	į		
HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an)		
Illinois Corporation, individually and as agent of)		
ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY) ()		
•	")		
Defendants.)		

COMPLAINT AT LAW

Now Comes the plaintiff, IOAN GYULAI, as special administrator of the estate of DIANA GYULAI, deceased and complaining of the defendant, ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc, states as follows:

1. At all relevant times the defendants, ALPHABET HOLDING COMPANY, INC. d/b/a NATURE'S BOUNTY (hereinafter NATURE'S BOUNTY) was a Delaware Corporation with its principal place of business in Ronkonoma, New York, and was the direct

parent of NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc, which sold and distributed throughout the world, vitamins and health supplements to the public at large.

- 2. That at all relevant times NATURE'S BOUNTY manufactured, sold and distributed throughout the United States a product commonly known and sold under the name of "Complete PMS Support Complex."
- 3. That said product was marketed as a supplement to aid in the reduction of symptoms known to be associated with "premenstrual syndrome" (PMS).
 - 4. That said product contains among other compounds, borage oil.
- 5. That borage oil is known to lower the seizure threshold of individuals suffering from epilepsy and other seizure disorders and is commonly known to cause harmful interactions with anticonvulsant drugs.
- 6. That at all relevant times the decedent, DIANA GYULAI, was suffering from seizure disorder for which she was medicated using anticonvulsant drugs.
- 7. That on or about September 23, 2012, the decedent purchased a bottle of Complete PMS Support from a Walgreens Pharmacy (store # 4611) located in Glenview, Illinois.
- 8. That at all relevant times the decedent began taking two capsules per day of the aforementioned product beginning on or about September 23, 2012.
- 9. That on or about October 15, 2012, DIANA GYULAI was found dead at her residence located at 1104 Bette Lane, Glenview, Illinois.

- 10. That the cause of death was determined to be secondary to a seizure.
- 11. That at all relevant times the defendant, NATURE'S BOUNTY, had a duty of reasonable care to the plaintiff's decedent and the public at large in the design of Complete PMS Support Complex and a duty to warn of obvious and latent and potentially life threatening side effects.
 - 12. That the defendant breached that duty in one or more of the following ways:
 - a. Failed to provide an on label warning pertaining to the properties of borage oil's tendency to lower the seizure threshold for epileptics;
 - b. Failed to provide an on label interaction warning pertaining to borage oil's interactive properties with respect to anticonvulsant medications;
 - c. Designed, manufactured and distributed an unreasonably dangerous supplement.
- 13. IOAN GYULAI is the duly appointed Special Adminstrator of the Estate of DIANA GYULAI Deceased, and this wrongful death action is brought on behalf of the Estate of DIANA GYULAI, pursuant to 740 ILCS 180/1 and 740 ILCS 180/2.
 - 14. That on or about October 15, 2012, DIANA GYULAI left surviving her:

IOAN GYULAI father

ANA GYULAI mother

all of whom have suffered pecuniary loss, including grief and sorrow and loss of society as a result of DIANA GYULAI's death.

15. That as a direct and proximate result of one or more of the foregoing acts or omissions, perpetrated on the part of the defendant, NATURE'S BOUNTY, DIANA GYULAI came to her death on October 15, 2012.

WHEREFORE, the Plaintiff, IOAN GYULAI, as special administrator of the estate of DIANA GYULAI prays for judgment against the Defendant, NATURE'S BOUNTY, for an amount in excess of the minimal jurisdictional limits of the Law Division of the Circuit Court of Cook County, Fifty Thousand Dollars (\$50,000.00) plus the costs of this lawsuit.

Respectfully Submitted,

By:

One of the Attorneys for Plaintiff

THE DERATANY FIRM 221 N LaSalle Street Suite 2200 Chicago, IL 60601 (312) 857-7285 Attorney No. 30900

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator)
of the Estate of DIANA GYULAI, deceased,)
)
	Ś
Plaintiffs,) No.
)
-VS-)
)
ALPHABET HOLDING COMPANY, Inc.,)
a Delaware Corporation d/b/a NATURE'S)
BOUNTY; NBTY, Inc., an Illinois Corporation,)
individually and as agent of ALPHABET)
HOLDING COMPANY Inc. d/b/a NATURE'S)
BOUNTY; NBTY MANUFACTURING, LLC, an)
Illinois Corporation, individually and as agent of)
ALPHABET HOLDING COMPANY, INC., a)
Delaware Corporation d/b/a NATURE'S BOUNTY	,) ,)
)
Defendants.)

JURY DEMAND

The undersigned demands trial by jury.

THE DERATANY FIRM

Attorney for Plaintiff

THE DERATANY FIRM 221 N. LaSalle Street, Suite 2200 Chicago, Illinois 60601 312-857-7285 ID No. 30900

CONTRACTOR OF THE COURT OF THE AND COURT SEALS AT BOTTOM SEALS AT SEALS AT BOTTOM SEALS AT SEALS AT BOTTOM SEALS AT SEALS A

COOK COUNTY CLERK VITAL RECORDS CHICAGO, ILLINOIS MEDICAL EXAMINER/CORONER CERTIFICATE OF DEATH

STATE FILE NUMBER	2012 00773	396	MEI	DICAL EXAMI	INER'S CASE I	NUMBER	242 OCT 12	2	DATE	ISSUED	2/5/201
DECEDENTS LEGAL NAM DIANA GYULAI	VIE.			学		<u> </u>	2	SEX FEMALE	OATE OF DEATH	5, 2012	
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COOK	STATE	ZIP CODE 60025	IOAN (GYULAI	PRIOR TO FIRST M			ANA HASA	IT'S NAME PRIOR TO FIR	ST MARRIAGE/CIV	IL UNION
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FUNERAL HOME N.H. SCOTT & HA		1240 WAU	IKEGAN R	OAD, GLEN	VIEW, IL, 60	025					
FUNERAL DIRECTOR'S NA ELIZABETH WALL	LEŘ 🦠							REDAC		or gov Si <u>ng pilitikan</u>	
DAVID ORR									H LOCAL REGISTRAF R 21, 2012		
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(Final disease or condition resulting in death)	\$. T			Due to	(or as a consequence	e of):			10 X X X X X X X X X X X X X X X X X X X		
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LOCATION OF INJURY			Page 17 di Nata manta								
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ATTEND THE DECEASED?	DATE	LAST SEEN A		WAS MEDICAL	EXAMINER OR		DATE PROP	NOUNCED BER 15, 201		ME OF DEATH	
CERTIFIER MEDICAL EXAMIN	JER/CORO	NER .			AMERICAN				DATE CERTIFIED DECEMBER	VAU 1	
NAME ADDRESS AND 7ID			STING COUR	E OF DEATH	3 13 14			100		CENSE NILLER	EB.



STEPHEN J CINA, M.D., 2121 W HARRISON ST, CHICAGO, IL, 60612

This is to certify that this is a true and correct copy from the official death record filed with the Illinois Department of Public Health

David Orr Cook County Clerk



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

IN THE CIRCUIT COURT OF COOK COUNTY, TLLINOIS OF AMIL: 3,9
COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)))	्रिकेट अन्यक्षित कोई होती है। जब र इंडिअन्यक्षा राज्यकार कर में
Plaintiffs,)) No.	,
-vs-)	
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY		2014L006561 CALENDAR/ROOM B TIME 00:00 Product Liability
Defendants.)	

PETITION TO APPOINT SPECIAL ADMINISTRATOR FOR THE PURPOSE OF PURSUING A WRONGFUL DEATH ACTION

NOW COMES petitioner, Ioan Gyulai, and petitions, pursuant to 740 ILCS 180/2.1, to be appointed Special Administrator of the Estate of Diana Gyulai, deceased. In support thereof, petitioner states:

- 1. Diana Gyulai died as a result of injuries sustained on October 15, 2012, allegedly as a result of the negligence of the above named defendants.
- 2. Petitioner Ioan Gyulai is the father of decedent and is a person entitled to recover under the Wrongful Death Act.
 - 3. Decedent left surviving the following persons:
 - a. Ioan Gyulai (father)
 - b. Ana Gyulai (mother)

- 4. The only asset of the decedent's estate is a cause of action against the above-named defendants arising under the Wrongful Death Act.
 - 5. No petition for letters of office of this estate has been filed.
- 6. Upon appointment of petitioner as special administrator of decedent's estate, petitioner will ask leave to file a complaint at law under the Wrongful Death Act against the above named defendants.
- 7. Petitioner is competent to act in the capacity of administrator and meets the criteria set forth in 755 ILCS 5/9-1.
- 8. That the next of Kin in paragraph 3 are the only persons entitled to a recovery under the Wrongful Death Act.
- 9. That Ioan Gyulai is one of Diana Gyulai's next of kin, and has volunteered to act as special administrator for Diana Gyulai's Estate, in the prosecution of the wrongful death action and the survived cause of action for damages to decedent's person. That Ana Gyulai, decedent's only other next of kin, has been given notice that Ioan Gyulai wishes to be appointed as Administrator of Diana Gyulai's Estate. There are no other heirs or legatees outside of those identified in paragraph 3.

WHEREFORE, petitioner prays that, after such notice to the party's heirs as the court directs, petitioner, loan Gyulai, be appointed Special Administrator of the Estate of Diana Gyulai, deceased, and that a wrongful death action be filed pursuant to 740 ILCS 180/2.1 under this court number.

Respectfully Submitted,

One of the Attorneys for Plaintiff

THE DERATANY FIRM 221 N. LaSalle Street, Suite 2200 Chicago, Illinois 60601 312-857-7285 ID No. 30900

VERIFICATION PURSUANT TO SECTION 1-109

Under penalties as provided by law, pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies, as aforesaid, that he verily believes the same to be true.

Dated: 6-16-2014Dated: 6-16-2014

Ioan Gyulai

6/19/2014

The Deratany Firm Mail - Motion to Appoint Special Administrator

THE DERATANY FIRM.

Motion to Appoint Special Administrator

Megan O'Connor <moconnor@lawinjury.com>
To: qyulai <gyulai@sbcglobal.net>

Thu, Jun 19, 2014 at 9:46 AM

Mr. & Mrs. Gyulai:

I just wanted to update you to let you know that our Motion to Appoint Mr. Gyulai as Special Administrator of Diana's Estate is up today at 11:30AM at the Daley Center in Room 2005. We will be appearing on your behalf; however, the Court requires that all heirs have notice of the hearing, so I am sending you this email to satisfy that requirement.

If you have any questions, please do not hesitate to contact me.

Best,

Megan

Megan S. O'Connor Attorney at Law The Deratany Firm 221 N. LaSalle Street Suite 2200 Chicago, IL 60601

(p) 312.857.7285

(f) 312.857.2004

moconnor@lawinjury.com http://www.lawinjury.com/team/megan-oconnor/

All communications with clients are specifically protected under the attorney-client privilege. This e-mail may therefore be confidential and protected by legal privilege. If you are not the intended recipient, disclosure or distribution are prohibited, and we would ask that you please notify us immediately and delete this e-mail.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

	,	,
IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)	
)	
Plaintiffs,) No.	
-VS-)	2014L006561 CALENDAR/RODM B
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,))))))))))))))	TIME GO:OG Froduct Liability
ORDE)	
THIS CAUSE COMING TO BE HEARD on I Administratrix of the Estate of DIANA GYULAI, Mor Administratrix of the Estate of DIANA GYULAI, due court fully advised. IT IS HEREBY ORDERED:	tion to Appoint IO	AN GYULAI as Special
 Plaintiff's Motion is hereby granted, appointing of the Estate of DIANA GYULAI. 	g IOAN GYULAI	as Special Administratrix
2. Heirs and Legatees have been given notice.	•	
ENTER		
	Judge	No.
DERATANY FIRM	Date	1
Attorney for Plaintiff	Judge Ja	mes P. Flannery, Jr.
221 N. LaSalle	11	JN 19 2014
Suite 2200 Chicago, IL 60601		
(312) 857-7285	Circu	it Court - 1505
Attorney No. 30900		

Copies of all process, pleadings, and orders <u>served upon Defendant NBTY Manufacturing, LLC</u> in the lawsuit captioned *Gyulai v. Alphabet Holding Company, Inc., et al.*, Case No. 2014L006561, in the Circuit Court of Cook County, Illinois, Law Division.

2120 - Served

2121 - Served

2220 - Not Served

-VS-

2221 - Not Served

2320 - Served By Mail

2321 - Served By Mail

2420 - Served By Publication

2421 - Served By Publication

SUMMONS

ALIAS - SUMMONS

(2-81) CCG-1

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,

2014L006561 CALENDAR/ROOM B

TIME 00:00

Product Liability

Plaintiffs,

)

Please serve

No.

NBTY Manufacturing, LLC

ALPHABET HOLDING COMPANY, Inc.,
a Delaware Corporation d/b/a NATURE'S
BOUNTY; NBTY, Inc., an Illinois Corporation,
individually and as agent of ALPHABET
)

individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an

Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,

Defendants.

r/a Illinois Corporation Service Company

801 Adlai Stevenson Drive

Springfield, IL 62703

SUMMONS

To each defendant:

YOU ARE SUMMONED and required to file an answer in this case, or otherwise file your appearance in the office of the clerk of this court (located in the Richard J. Daley Center, Room 801, Chicago, Illinois 60602), within 30 days after service of this summons, not counting the day of service. IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF ASKED IN THE COMPLAINT, A COPY OF WHICH IS HERETO ATTACHED.

To the officer:

This summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so indorsed. This summons may not be served later than 30 days after its date.

DOROTHY FROWN

WITNESS DIN 2 2014 CLERK OF THOUT COM

Atty No. 30900 Name THE DERATANY FIRM Attorneys for Plaintiff Address 221 N LaSalle Street, Suite 2200 City Chicago, Illinois 60601 Telephone (312) 857-7285

er on copy

2120 - Served

SUMMONS

2121 - Served

2220 - Not Served

2221 - Not Served

2320 - Served By Mail

2321 - Served By Mail 2421 - Served By Publication

2420 - Served By Publication

ALIAS - SUMMONS

(2-81) CCG-1

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator 2014L006561 of the Estate of DIANA GYULAI, deceased, CALENDAR/ROOM B TIME 00:00 Product Liability Plaintiffs, No. Please serve: NBTY Manufacturing, LLC ALPHABET HOLDING COMPANY, Inc., r/a Illinois Corporation Service Company a Delaware Corporation d/b/a NATURE'S 801 Adlai Stevenson Drive BOUNTY; NBTY, Inc., an Illinois Corporation, Springfield, IL 62703 individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY, Defendants.

SUMMONS

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DOROTHY BROWN

WITNESS CLERK OF THE LOURT, 2014

Atty No. 30900

Name THE DERATANY FIRM

Attorneys for Plaintiff

Address 221 N LaSalle Street, Suite 2200

City Chicago, Illinois 60601 Telephone (312) 857-7285

Date of service (to be inserted 2014

left with defendant or other

2120 - Served 2121 - Served 2220 - Not Served 2221 - Not Served 2320 - Served By Mail 2321 - Served By Mail

2420 - Served By Publication 2421 - Served By Publication

SUMMONS ALIAS - SUMMONS (2-81) CCG-1

> IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator 2014L006561 of the Estate of DIANA GYULAI, deceased, CALENDAR/ROOM B TIME 00:00 Product Liability Plaintiffs, No. Please serve: -vs-NBTY Manufacturing, LLC ALPHABET HOLDING COMPANY, Inc., r/a Illinois Corporation Service Company a Delaware Corporation d/b/a NATURE'S 801 Adlai Stevenson Drive BOUNTY: NBTY, Inc., an Illinois Corporation, Springfield, IL 62703 individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY, Defendants.

SUMMONS

To each defendant:

YOU ARE SUMMONED and required to file an answer in this case, or otherwise file your appearance in the office of the clerk of this court (located in the Richard J. Daley Center, Room 801, Chicago, Illinois 60602), within 30 days after service of this summons, not counting the day of service. IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF ASKED IN THE COMPLAINT, A COPY OF WHICH IS HERETO ATTACHED.

To the officer:

Atty No. 30900

Attorneys for Plaintiff

Telephone (312) 857-7285

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> WITNESS DOROTHY BROWN 2014 CLERN SINGTROUIT COULT

Name THE DERATANY FIRM Date of service. (to be inserted by Address 221 N LaSalle Street, Suite 2200 left with defendant or other per City Chicago, Illinois 60601

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS (1) 19 And (1): 39

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)))	
Plaintiffs,)) No.	
-VS-	,))	
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation,	2014L006561	
individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an	CALENDAR/ROOM E TIME 00:00 Froduct Liabili	
Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,	i I. I	
Defendants.		

COMPLAINT AT LAW

Now Comes the plaintiff, IOAN GYULAI, as special administrator of the estate of DIANA GYULAI, deceased and complaining of the defendant, ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc, states as follows:

1. At all relevant times the defendants, ALPHABET HOLDING COMPANY, INC. d/b/a NATURE'S BOUNTY (hereinafter NATURE'S BOUNTY) was a Delaware Corporation with its principal place of business in Ronkonoma, New York, and was the direct

parent of NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc.; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation, d/b/a NATURE'S BOUNTY, Inc, which sold and distributed throughout the world, vitamins and health supplements to the public at large.

- 2. That at all relevant times NATURE'S BOUNTY manufactured, sold and distributed throughout the United States a product commonly known and sold under the name of "Complete PMS Support Complex."
- 3. That said product was marketed as a supplement to aid in the reduction of symptoms known to be associated with "premenstrual syndrome" (PMS).
 - 4. That said product contains among other compounds, borage oil.
- 5. That borage oil is known to lower the seizure threshold of individuals suffering from epilepsy and other seizure disorders and is commonly known to cause harmful interactions with anticonvulsant drugs.
- 6. That at all relevant times the decedent, DIANA GYULAI, was suffering from seizure disorder for which she was medicated using anticonvulsant drugs.
- 7. That on or about September 23, 2012, the decedent purchased a bottle of Complete PMS Support from a Walgreens Pharmacy (store # 4611) located in Glenview, Illinois.
- 8. That at all relevant times the decedent began taking two capsules per day of the aforementioned product beginning on or about September 23, 2012.
- 9. That on or about October 15, 2012, DIANA GYULAI was found dead at her residence located at 1104 Bette Lane, Glenview, Illinois.

- 10. That the cause of death was determined to be secondary to a seizure.
- 11. That at all relevant times the defendant, NATURE'S BOUNTY, had a duty of reasonable care to the plaintiff's decedent and the public at large in the design of Complete PMS Support Complex and a duty to warn of obvious and latent and potentially life threatening side effects.
 - 12. That the defendant breached that duty in one or more of the following ways:
 - a. Failed to provide an on label warning pertaining to the properties of borage oil's tendency to lower the seizure threshold for epileptics;
 - b. Failed to provide an on label interaction warning pertaining to borage oil's interactive properties with respect to anticonvulsant medications;
 - c. Designed, manufactured and distributed an unreasonably dangerous supplement.
- 13. IOAN GYULAI is the duly appointed Special Adminstrator of the Estate of DIANA GYULAI Deceased, and this wrongful death action is brought on behalf of the Estate of DIANA GYULAI, pursuant to 740 ILCS 180/1 and 740 ILCS 180/2.
 - 14. That on or about October 15, 2012, DIANA GYULAI left surviving her:

IOAN GYULAI

father

ANA GYULAI

mother

all of whom have suffered pecuniary loss, including grief and sorrow and loss of society as a result of DIANA GYULAI's death.

15. That as a direct and proximate result of one or more of the foregoing acts or omissions, perpetrated on the part of the defendant, NATURE'S BOUNTY, DIANA GYULAI came to her death on October 15, 2012.

WHEREFORE, the Plaintiff, IOAN GYULAI, as special administrator of the estate of DIANA GYULAI prays for judgment against the Defendant, NATURE'S BOUNTY, for an amount in excess of the minimal jurisdictional limits of the Law Division of the Circuit Court of Cook County, Fifty Thousand Dollars (\$50,000.00) plus the costs of this lawsuit.

Respectfully Submitted,

By:

One of the Attorneys for Plaintiff

THE DERATANY FIRM 221 N LaSalle Street Suite 2200 Chicago, IL 60601 (312) 857-7285 Attorney No. 30900

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator)
of the Estate of DIANA GYULAI, deceased,)
Plaintiffs,))) No.
-VS-)
ALPHABET HOLDING COMPANY, Inc.,	Ś
a Delaware Corporation d/b/a NATURE'S)
BOUNTY; NBTY, Inc., an Illinois Corporation,)
individually and as agent of ALPHABET)
HOLDING COMPANY Inc. d/b/a NATURE'S)
BOUNTY; NBTY MANUFACTURING, LLC, an)
Illinois Corporation, individually and as agent of)
ALPHABET HOLDING COMPANY, INC., a)
Delaware Corporation d/b/a NATURE'S BOUNTY	,)
)
Defendants.)

JURY DEMAND

The undersigned demands trial by jury.

THE DERATANY FIRM

Attorney for Plaintiff

THE DERATANY FIRM 221 N. LaSalle Street, Suite 2200 Chicago, Illinois 60601 312-857-7285 ID No. 30900

IN THE CIRCUIT COURT OF CO COUNTY DEPARTMENT	OOK COUNTY; [, LAW DIVISIO	ON 19 AM 11: 39
IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,))	drog Recognition
Plaintiffs,	No.	
-vs-)	ı I	
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a Delaware Corporation d/b/a NATURE'S BOUNTY,)		2014L006561 CALENDAR/ROOM B TIME 00:00 Product Liability
Defendants.		

<u>PETITION TO APPOINT SPECIAL ADMINISTRATOR FOR THE PURPOSE</u> <u>OF PURSUING A WRONGFUL DEATH ACTION</u>

NOW COMES petitioner, Ioan Gyulai, and petitions, pursuant to 740 ILCS 180/2.1, to be appointed Special Administrator of the Estate of Diana Gyulai, deceased. In support thereof, petitioner states:

- 1. Diana Gyulai died as a result of injuries sustained on October 15, 2012, allegedly as a result of the negligence of the above named defendants.
- 2. Petitioner Ioan Gyulai is the father of decedent and is a person entitled to recover under the Wrongful Death Act.
 - 3. Decedent left surviving the following persons:
 - a. loan Gyulai (father)
 - b. Ana Gyulai (mother)

AND IE. EMBUSSEU SIAIE AND COUNTY SEALS AT BO

COOK COUNTY CLERK VITAL RECORDS CHICAGO, ILLINOIS MEDICAL EXAMINER/CORONER CERTIFICATE OF DEATH

STATE FILE NUMBER 2012 0	077396	MEDICAL E	KAMINER'S CASE N	UMBER 242 OCT 1	2	DATE IS	SUED 2/5/201
DECEDENT'S LEGAL NAME DIANA GYULA					SEX FEMALE	OCTOBER 15,	2012
COOK		AGE AT LAST BIRT REDAC		DATE OF B	PTH MARCHED		
CITY OF TOWN GLENVIEW			5***** T. 14** 55***	OTHER INSTITUTION N	LAME		
PLACE OF DEATH DECEDENT'S HOME							
BIRTHPLACE EVANSTON, IL	SOCIAL SECURIT	33.5	AT TIME OF DEATH	SURVIVING SPOUSE	CIVIL UNION PARTNET	YS MAIDEN NAME E	VER IN U.S. ARMED ORCES? NO
RESIDENCE			APT NO.	CITY OR TOWN			DE CITY LIMITS?
COUNTY STAT	E ZIP CODE 60025	FATHERICO PARENTS	NAME PRIOR TO FIRST MA	ARIAGE/CIVIL UNION	AOTHERICO-PARENTS	NAME PRIOR TO FIRST, I	
INFORMANTS NAME PEGGY SCHWARTZ		RELATIONSHI	122 3 157 157 157 157 157 157 157 157 157 157	MAILING ADDRES	S RISON, CHICA	GO, JL, 60612	
METHOD OF DISPOSITION		OF DISPOSITION TH SHORE CREMATI	ON CARE, LLC	LOCATION CITY	OR TOWN AND STA	OCTOBER	1.00 St. 10 St.
FUNERAL HOME N.H. SCOTT & HANEKAN	AP, 1240 WAUK	EGAN ROAD, G	LENVIEW, IL, 600	25			
FUNERAL DIRECTOR'S NAME ELIZABETH WALLER	· 数 数 数 数 数 数 数 数 数 数 数 数 数 数 数 数 数 数 数					ED	E NUMBER
LOCAL REGISTRAR'S NAME DAVID ORR					DECEMBER		
CAUSE OF DEATH PART I	SEIZURE DISO	ADER				- BE	
(Final disease or condition resulting in death).			Due to (or as a consequence	o ()			
			Due to (or as a consequence	off:		64 5 13	
PART II. Emer other significant con	ditions double than		Due to (or as a consequence	77 77 77 77	Time at	AUTOPSY PERFORM	600 VEQ
					WEREA	UTOPSY FINDINGS L	JSED TO
FEMALE PREGNANCY STATUS					MANNEF	TE CAUSE OF DEATH	H? YES
DATE OF INJURY	The second secon	INE OF INJURY	PLACE OF INJ.	JRY	NATU	***	JUAY AT WORK?
LOCATION OF INJURY							
DESCRIBE HOW INJURY OCCURAGE	ib					IF TRANSPORTATION	VINJURY, SPECIFY
ATTEND THE DECEASED? D	ATE LAST SEEN ALI		DICAL EXAMINER OF		NOUNCED OBER 15, 2012		E.OF DEATH 7.27 AM
CERTIFIER MEDICAL EXAMINER/CO						DATE CERTIFIED DECEMBER 2	1, 2012
NAME ADDRESS AND ZIP CODE OF						PHYSICIAN'S LIC	ENSE NUMBER



This is to certify that this is a true and correct copy from the official death record filed with the Illinois Department of Public Health

David Orr Cook County Clerk



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, LAW DIVISION

IOAN GYULAI, as special administrator of the Estate of DIANA GYULAI, deceased,)				
Plaintiffs,)) No.				
-vs-)))	2014L006561 CALENDAR/RODM B TIME 00:00			
ALPHABET HOLDING COMPANY, Inc., a Delaware Corporation d/b/a NATURE'S BOUNTY; NBTY, Inc., an Illinois Corporation,)	Product Liability			
individually and as agent of ALPHABET HOLDING COMPANY Inc. d/b/a NATURE'S)				
BOUNTY; NBTY MANUFACTURING, LLC, an Illinois Corporation, individually and as agent of ALPHABET HOLDING COMPANY, INC., a)				
Delaware Corporation d/b/a NATURE'S BOUNTY,)	`				
Defendants.)				
ORDE	R				
THIS CAUSE COMING TO BE HEARD on Administratrix of the Estate of DIANA GYULAI, Mo Administratrix of the Estate of DIANA GYULAI, due court fully advised.	tion to Appoint IO	AN GYULAI as Special			
T IS HEREBY ORDERED:					
1. Plaintiff's Motion is hereby granted, appointing of the Estate of DIANA GYULAI.	g IOAN GYULAI,	as Special Administratrix			
2. Heirs and Legatees have been given notice.					
ENTER	₹:				
	Judge	No.			
	Date				
DERATANY FIRM Attorney for Plaintiff	Judge James P. Flannery, Jr.				
21 N. LaSalle	JUN 19 2014				

DERATANY FIRM Attorney for Plaintiff 221 N. LaSalle Suite 2200 Chicago, IL 60601 (312) 857-7285 Attorney No. 30900

Circuit Court - 1505